



DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 11834-080]

Brookfield White Pine Hydro, LLC

Notice of Application Accepted for Filing and Soliciting Comments, Motions to Intervene, and Protests

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. Application Type: Application for Temporary Variance of Minimum Flow Requirements
- b. Project No: 11834-080
- c. Date Filed: September 21, 2021
- d. Applicant: Brookfield White Pine Hydro, LLC (licensee)
- e. Name of Project: Upper and Middle Dams Storage Hydroelectric Project
- f. Location: The project is located on Rapid River in Oxford and Franklin counties, Maine
- g. Filed Pursuant to: Federal Power Act, 16 USC 791a – 825r
- h. Applicant Contact: Kelley Maloney, Manager, Licensing and Compliance, Brookfield White Pine Hydro, LLC, 150 Main Street, Lewiston, ME 04240, Phone: (207) 755-5605
- i. FERC Contact: Jonathan Schram, (202) 502-8264, jonathan.schram@ferc.gov
- j. Deadline for filing comments, motions to intervene, and protests: October 29, 2021.

The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests using the Commission's eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docsfiling/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC

Online Support at FERCOnlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, you may submit a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852. The first page of any filing should include the docket number P-11834-080. Comments emailed to Commission staff are not considered part of the Commission record.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. Description of Request: The licensee requests a temporary variance of the minimum flow requirements in the Rapid River below the Middle Dam development due to drought conditions. License Article 402, in part, requires the licensee to release a minimum flow of 472 cubic feet per second (cfs) from September 16 through the start of the spring refill of Richardson Lake. The licensee explains that due to ongoing drought conditions, it is concerned that there might not be enough water storage to sustain brook trout through their fall spawning season under the current license-required minimum flows. Therefore, in order to conserve as much water as possible, the licensee is requesting Commission approval to reduce the minimum flow below Middle Dam to 310 cfs until April 23, 2022, at which time a minimum flow of 472 cfs would be released in accordance with its license requirements. Should the 2022 spring refill of Richardson Lake start, or have already started by April 23, 2022, then the licensee would instead release a minimum flow of 382 cfs as required by license Article 402.

l. Locations of the Application: This filing may be viewed on the Commission's website at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call 1-866-208-3676 or e-mail FERCOnlineSupport@ferc.gov, for TTY, call (202) 502-8659. Agencies may obtain copies of the application directly from the applicant.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Comments, Protests, or Motions to Intervene: Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214, respectively. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules

may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. Filing and Service of Documents: Any filing must (1) bear in all capital letters the title “COMMENTS”, “PROTEST”, or “MOTION TO INTERVENE” as applicable; (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person commenting, protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis. Any filing made by an intervenor must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 385.2010.

Dated: September 29, 2021.

Debbie-Anne A. Reese,

Deputy Secretary.

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